

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

August 18, 1955  
10:00 A.M.

Council Chamber, City Hall

The Meeting was called to order with Mayor Pro-tem Pearson presiding.

## Roll Call:

Present: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Absent: Mayor Miller

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Invocation was delivered by REV. JAMES TINKLE, Koenig Lane Christian Church.

Councilman White moved that the Minutes of August 11th and of the Special meeting of August 10th be approved. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

Mayor Pro-tem Pearson introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND  
ORDERING THE CONSTRUCTION OF SIDEWALKS ALONG  
CERTAIN STREETS IN THE CITY OF AUSTIN: AND  
DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem Pearson introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

The City Manager submitted the following:

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, August 16, 1955 for the construction of approximately eleven blocks of pavement and accessories known as Paving Contract Number 55-V-2 on Exposition Boulevard from Bowman Avenue to West 35th Street

Lee Maners	\$37,747.80
Collins Constr.Co.	37,827.32
Raymond Canion	38,907.66
Giesen & Latson	44,564.82
City's Estimate	\$49,024.70

"I recommend that Lee Maners with his low bid of \$37,747.80 be awarded the contract for this project.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 16, 1955, for the construction of approximately eleven blocks of pavement and accessories known as Paving Contract Number 55-V-2 on Exposition Boulevard from Bowman Avenue to West 35th Street; and,

WHEREAS, the bid of Lee Maners in the sum of \$37,747.80 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Lee Maners in the sum of \$37,747.80 for the construction of such approximately eleven blocks of pavement and accessories known as Paving Contract Number 55-V-2 on Exposition Boulevard from Bowman Avenue to West 35th Street, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Lee Maners.

The motion, seconded by Councilman Long, carried by the following vote:  
Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The City Manager submitted the following:

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, August 16, 1955 for the construction of approximately eight blocks of pavement and accessories known as Paving Contract Number 55-A-1, Unit 1, on St. Johns Avenue.

Lee Maners.	\$20,815.01
Collins Constr. Co.	21,505.87
Raymond Canion	21,786.55
Giesen & Latson Constr.Co.	24,589.38
City's Estimate	\$26,493.90

"I recommend that Lee Maners with his low bid of \$20,815.01 be awarded the contract for this project."

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 16, 1955, for the construction of approximately eight blocks of pavement and accessories known as Paving Contract Number 55-A-1, Unit 1, on St. Johns Avenue; and,

WHEREAS, the bid of Lee Maners in the sum of \$20,815.01 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Lee Maners in the sum of \$20,815.01 for the construction of such approximately eight blocks of pavement and accessories known as Paving Contract Number 55-A-1, Unit 1, on St. Johns Avenue, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Lee Maners.

The motion, seconded by Councilman Long, carried by the following vote:  
Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

Mayor Pro-tem Pearson introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE  
PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN,  
TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE  
BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE

RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL, APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT ON LOTS 9 & 10, BLOCK 2, BROADACRES SUBDIVISION, LOCALLY KNOWN AS 5609-5611 ADAMS AVENUE AND 5608 ADAMS AVENUE, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem Pearson introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY

CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT ON LOTS 1 AND 2, BLOCK 27, THE HIGHLANDS, LOCALLY KNOWN AS 5301 MARTIN AVENUE AND 700-02 EAST 53RD STREET, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem Pearson introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL, APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE HEIGHT AND AREA DESIGNATION FROM "D" INDUSTRIAL DISTRICT AND FIRST HEIGHT AND

AREA DISTRICT TO "D" INDUSTRIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT ON A STRIP OF LAND FRONTING WEST RIVERSIDE DRIVE AND SOUTH FIRST STREET, LOCALLY KNOWN AS 414-428 WEST RIVERSIDE DRIVE AND 101-177 & 201-217 SOUTH FIRST STREET, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE HEIGHT AND AREA MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Pro-tem Pearson  
Noes: None  
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

MR. RAY LEE introduced MR. ITAAT HUSAIN, Minister, Counsul General, from Pakistan, stationed at San Francisco. MR. HUSAIN gave a history of his country and the part it is now taking in the world's affairs.

At this point MAYOR MILLER entered the Council Chamber and presided.

The Mayor introduced the daughter of Colonel A. J. Zilker, who gave Barton Springs and Zilker Park to the citizens. The Mayor honored the memory of Colonel Zilker. He introduced MR. JOHN ROBINSON, son-in-law, who was carrying on in the Zilker way. About naming some of the streets through Zilker Park, Mayor Miller suggested that the main thoroughfare be named in honor of Mrs. Ada Zilker Robinson's mother. He, in behalf of the Council, presented a picture of Barton Springs.

The Council had before it the following zoning application

WM. D. GASTON &  
JOE TOCKER

1000-02 West 29th  
2900-02, 2906-08 San  
Gabriel & 2907-09 Lamar

From "A" Residence  
To "GR" General Retail

A petition, stating land owners were filing their written protest as provided by Article 1011e, was filed by Mrs. B. C. Alford. The City Attorney explained the Council's position in voting on the application. The Mayor asked those who wished to grant the change to vote "aye"; those opposed to vote "no". Roll Call showed the following vote:

Ayes: Councilmen Palmer, Pearson, Mayor Miller  
Noes: Councilmen Long, White

Councilman Long made the following statement regarding her vote:

"This is one of the hardest zoning decisions that I have ever had to make. I think the character of the property certainly is changing and possibly that it should be zoned. On the other hand, the people that have advocated the change have admitted a traffic problem, and the opponents have also pointed out the traffic problem; and I believe that until San Gabriel is widened that it would be very dangerous to put a building on that corner and increase the traffic going in there. Under the circumstances, and that does not mean that I do not think that in the future it should be changed, I am going to vote 'no' at this particular time."

Councilman Pearson made the following statement regarding his vote:

"The property is commercial in nature, and this is the only way it can be used in the future . . . and I vote 'aye'."

Councilman White made the following statement regarding his vote:

"I have made 15 trips out there in the last two or three months, from one end to the other. I do not think there is any question in my mind or any of the Council's mind about the property being zoned commercial. I have always advocated on these thoroughfares that everything on them is commercial; but on the other hand you have a narrow street back there-- San Gabriel is very narrow. I have talked to Mr. Gaston some time ago, and he was up to my office. It is very dangerous it seems to me. If that street were widened, but we do not know when it will be. I think it would be very dangerous to grant that on account of the street, and on that account I will have to vote 'no'."

The Mayor asked if he would be willing to give some of this property to lessen the traffic hazards, and Mr. Gaston stated he would give property on his side of the street.

The Mayor made the following statement concerning his vote:

"It is my duty to make the deciding vote. I served for many years



with Mr. Alford. He was one of our great citizens. I regret to vote contrary personally to their interests; however, I can only vote up here on land as its use. Lamar Boulevard makes many changes necessary, and with appologies to the Alford family, I will have to vote 'aye'. The determination of the four-fifths vote, I know nothing of. The fact that Mr. Gaston will give part of his property to the widening of the street was also a fact in my decision." The Mayor announced that the change had been granted.

Councilman Palmer moved that the Council accept the request of Mr. P. O. Brown to withdraw the following zoning application:

P.O. BROWN, By	5810 Woodrow	From "A" Residence 1st
T. R. Simmons	1401-03 Koenig Lane	To "GR" General Retail 6th

The motion, seconded by Councilman Pearson, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

MR. TRUEMAN E. O'QUINN appeared asking a decision on the request of the Ribars that the City give them some assurance that the property between the Ribar property and Airport Boulevard would always remain street property. The Mayor outlined the efforts made by him and the City Manager in investigating the various possibilities. He stated in his opinion the Council would not be in a position to guarantee for ever that the strip would not be used. He had suggested to the Highway Department that the City give up a 30' strip, leaving 59', as he did not believe that the Highway Department would ever need the whole 89'. Different members of the Council expressed themselves as not believing they could do anything at present in view of the Highway Department's request, and that they did not believe they could bind other Councils. The City Attorney suggested that a contract be entered into that if the strip ever were abandoned and made available for sale that the Ribars would have an option to buy it at an appraised price. After much discussion, Mr. O'Quinn stated he could not recommend that to Mrs. Ribar, but he would take the matter back to her to see if she would accept it.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA, LOCATION AND MAINTENANCE OF BUILDINGS AND STRUCTURES IN THE CITY OF AUSTIN, TEXAS; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; DECLARING AND ESTABLISHING FIRE DISTRICTS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH," WHICH ORDINANCE WAS ENACTED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, ON APRIL 30, 1931, AND IS OF RECORD IN BOOK "I", PAGES 387-544 OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN; BY ADDING TO SECTION 1602(b) A

NEW SUBSECTION DESIGNATED (10) TO PERMIT CONSTRUCTION  
OF TYPE IV AND TYPE V BUILDINGS UNDER CERTAIN CIRCUM-  
STANCES; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Palmer moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Bong, Palmer, Pearson, White, Mayor Miller  
Noes: None

The ordinance was read the second time and Councilman Palmer moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The ordinance was read the third time and Councilman Palmer moved that the ordinance be finally passed. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to enter into a lease agreement on behalf of the City of Austin, with the Humane Society of Austin and Travis County, providing for a lease of a certain 3.91 acre portion of the Sand Beach Reserve, in the City of Austin in Travis County, Texas, in accordance with the terms and considerations of that certain lease agreement as exhibited to the City Council by the City Manager; and,

BE IT FURTHER RESOLVED:

That the City Manager is hereby authorized and directed to place and keep an executed copy of said lease agreement in the permanent files of the City Clerk's Office.

The motion, seconded by Councilman Pearson, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman White offered the following resolution and moved its adoption:

## (RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute an agreement, for public pound services, on behalf of the City of Austin, with the Humane Society of Austin and Travis County, in accordance with the terms and provisions of that certain agreement for pound services as exhibited to the City Council by the City Manager; and,

BE IT FURTHER RESOLVED:

That the City Clerk is hereby authorized and directed to place and keep an executed copy of said agreement in the permanent files of the City Clerk's Office.

The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The Mayor voted for the contracts with the statement that he would vote along with the Council, as the contract was made with the Humane Society prior to the Election -- about two weeks before; and that was the way the people voted; however he believed this location should not have been designated. Councilman Palmer agreed regarding the location. The Mayor listed several projects that should be planned in the future -- a pedestrian bridge in the area -- and a bridge at the mouth of Barton Creek.

The City Manager submitted the recommendation establishing 5-minute parking time limit between 9:00 A.M. and 2:00 P.M. adjacent to banks, and explained the advantages. After much discussion, the Council laid this matter over until the following week.

Councilman Long submitted a problem concerning traffic between 7th and 8th on Sabine. Policemen's cars were being parked in this area all day, and they were entitled to do so, but she suggested putting in one hour parking in there. The Mayor stated the request had come from Mr. V. S. Williams, and that the City had tried to help Mr. Williams and thought he was satisfied. The matter was turned over to the City Manager to get a report from the Traffic Engineer the following week.

Councilman Pearson moved that a public hearing on a proposed amendment to the Zoning Ordinance to cover including "candy kitchens" etc. in Commercial classification; and on minor changes in the Zoning Ordinance be set for September 8th; and that a public hearing on off-street parking provisions be set for September 15th. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

MRS. B. C. ALFORD asked that the City Attorney clarify for her his decision regarding the WM. D. GASTON zoning case; and why the petition of 20% of the property owners opposing this zoning was ignored and why the three-fifths vote carried. The City Attorney stated he would give her an opinion and explained that the majority vote taken was to instruct the preparation of an ordinance to be voted upon next week.

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 16, 1955, for the installation of 10,425 feet of 12", 15" and 18" sanitary sewer pipe along West Bouldin Creek from Oltorf Street to intersection of Jinx and Redd Streets; and,

WHEREAS, the sum of the bid of Karl B. Wagner Engineering Construction Company in the amount of \$48,749.90 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Superintendent of the Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Karl B. Wagner Engineering Construction Company in the sum of \$48,749.90 for the installation of such sanitary sewer pipe along West Bouldin Creek from Oltorf Street to the intersection of Jinx and Redd Streets, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Karl B. Wagner Engineering Construction Company.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the property situated on the south side of East Fifth Street as a private gasoline plant consisting of a 550 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is leased by Limon & Sons Truck Hauling, and is Lot 10, Block 6A, Outlot 10, Division A, Buena Vista Subdivision, in the City of Austin, Travis County, Texas, and hereby authorizes the said Limon & Sons Truck Hauling to operate a private gasoline plant consisting of a 550 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing

attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations and the right of revocation is retained if, after hearing, it is found by the City Council that the Said Limon & Sons Truck Hauling has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas  
August 18, 1955

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of Limon & Sons Truck Hauling, for permission to operate a private gasoline plant consisting of a 550 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the south side of East Fifth Street, which property is designated as Lot 10, Block 6A, Outlot 10, Division A, Buena Vista Subdivision, in the City of Austin, Travis County, Texas, and locally known as 2301 East Fifth Street

"This property is located in an "E" Heavy Industrial District and I recommend that this permit be granted subject to the following conditions:

"(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street or alley.

"(3) That "NO SMOKING" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,  
(Sgd) J. C. Eckert  
Building Inspector"

The motion, seconded by Councilman Pearson, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Mayor Miller brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF APPROXIMATELY 8.0 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THEODORE BISSEL LEAGUE, AND THE JAMES TRAMMEL SURVEY IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The ordinance was read the second time and Councilman White moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Mayor Miller brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 26.63 ACRES OF LAND, SAME BEING OUT OF THE A. SILSBE SURVEY NUMBER 1, THE C. J. STROTHER SURVEY NUMBER 611, AND THE T. S. CHAMBERS GRANT IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Palmer moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The ordinance was read the second time and Councilman Palmer moved that the ordinance be passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The Council had before it the following recommendation from the Planning Commission regarding a fee schedule on the "short form" procedure for subdivisions:

"In October of 1953, a number of revisions were made in the Subdivision Ordinance in order to clarify and refine procedures for review of plats and the design and improvement of subdivisions. Under this ordinance the primary review responsibility falls to your City Planning Commission.

"These changes included a new procedure for the review and approval of a special type of subdivision involving replatting of record lots, or for the original subdividing of very small tracts of land. This is known as the "short form" procedure.

"The October 1953 revisions contained a fee schedule for the processing of regular subdivisions (preliminary plans and final plats). This fee schedule was based on the prior experience of various departments involved. Because the "short form" procedure was new, no fee schedule was established for these subdivisions.

"Now the Planning Commission and affected city departments have sufficient experience upon which to draw regarding the "short form" procedures. The Commission has reviewed this experience and found the following to be the average costs involved:

1) By Planning Department	
(Materials, prints, personnel time)	\$1.75
2) By other departments	
(primarily personnel time)	<u>5.00</u>
TOTAL	\$6.75

"Since a short form subdivision plat may contain from one to six lots the amount of time required for review by the departments is somewhat variable. The departments have reported, however, that a single-lot subdivision takes a proportionately greater time than a six-lot subdivision.

"As of July 31, the Commission had reviewed 101 plats under the "short form" procedures. Continuing at this rate we may expect to process about 180 such subdivisions during 1955. During 1956 this number will probably increase to about 200. Based on an average of three lots each these subdivisions are costing the City approximately \$8.00 each to process. For 1956 this will be an estimated \$1,600 for the review of such plats. The Commission therefore feels that a reasonable fee should be charged in order to offset these processing costs, and that this fee should be on a sliding basis. It therefore has been

VOTED: To recommend that the Subdivision Ordinance Chapter 23, Austin City Code be amended to require the payment of a filing fee of \$5.00 for each "short form" subdivision, plus one dollar for each resulting lot."

After discussion, Councilman Pearson moved that the recommendation be accepted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The Mayor announced that the retopping with the 1½" topping would be available to 6th Street and any other side street if the property owners so desired. The Director of Public Works gave a report on petitions for paving, stating 20 blocks were ready to be begun, and there were 11 streets where there would be quite a bit of utility work to be done. The City Manager asked the Council what it wished to do in this respect--pave the street and put the utilities in later; postpone the pavement until the utility lines are ready to be installed; or postpone the pavement on these streets. The Mayor asked that this be postponed and taken up at a Special meeting and go into the policy thoroughly.

Councilman Long read a letter written to her by Frankie Hilliard, 3901 East 19th Street, concerning a problem she has with her property facing on Deloney Street. The property has been subdivided and submitted to the Planning Department, and everything is in order except the water service which will cost her about \$165.00. The water is already at the property, and Deloney is an old street, and she could not understand why the connection would be so expensive. The City Manager stated it might involve getting the stubs in to provide the water taps, and he would check into this. Councilman Long asked if he would bring in an answer the next week.

Councilman Long stated it had been brought to her attention that the Telephone Company was not servicing the people in the outlying area--(1) MR. BOB BECKER, 4911 Shoal Creek Boulevard, had his telephone disconnected during vacation time, and now there is no phone available for him. MAJOR ROBERT L. THOMPSON, Bergstrom Air Force Base, has been trying to get a phone for a month and he is told it would be about six months. She said the people that are moving into Austin must get telephone service. Councilman Pearson noted that Delwood 4 and Windsor Park were unable to get telephone service, and that he had checked with the Company and was told they were moving as rapidly as possible.

The Mayor submitted a report from MRS. CLOER in the 2100 block of South Lamar Boulevard that the garbage collection has not been regular; that they are missed, or when the collection is made, all the trash is not picked up.

The Mayor announced that the Bus Company wanted to meet with the Council, and he called a meeting at 2:30 Monday August 22nd. Councilman Palmer stated he had had many calls from different additions where there were 700-800 families with a lot of school children, and he wanted to talk with the company about providing service for these children at this hearing.



The City Manager submitted a proposition in regard to renting the Pool property, from Mr. and Mrs. Russell Carter. The Mayor stated the Council and asked for the zoning of the property to the best advantages with the least detriment to the neighborhood, of this property and then offer it for sale with the proper zoning. He did not believe leasing it would be in order under those circumstances, and suggested that they decide on what will be done with it. He was anxious to get the recommendation on the zoning of the properties.

The City Manager gave a report on the water situation on Marathon between 40th and 42nd Streets, in that a work order had been placed for a 6" line, and construction was scheduled within 30 days.

On the water line request in Sweeney Lane, the City Manager reported there was still a mile to go before the line would be extended to this street. \$84,000 had been spent to get it as far along as it is, and it would be installed after next summer.

The Mayor discussed the reports about a proposed bond issue, stating it would be necessary to find out what all is available for the Airport, but he did not believe the Council wanted to support any bond issues on any thing until it saw what the finances were--there were many projects being discussed around, but no organized group had asked to put on a bond issue at this time.

The Council received notice that the following zoning applications had been referred to the Plan Commission and set for public hearing on September 22nd:

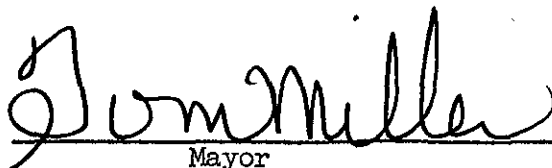
B. F. McCOY	9400-9412 Inter.Highway 604-10 East Rundberg Lane 700-04 East Rundberg Lane	From "A" Residence To "GR" General Retail
SOUTHLAND CORP.	4213-4221 Duval 501-505 East 43rd St.	From "C" Commercial To "C-1" Commercial
JACK H. KEY	1501-05 Scentz Drive 3716 Enfield Road	From "A" Residence To "LR" Local Retail
JIMMIE & GEORGIA OWENS: WALTER J. JONES	1010-20 East 11th St. 1000-06 East 11th St. 1151-55 Curve St.	From "C" Commercial To "C-1" Commercial

There being no further business the Council adjourned at 1:30 P.M.  
subject to the call of the Mayor.

ATTEST:

  
City Clerk

APPROVED

  
Mayor